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PTO/SB/21 (08-03)

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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/773,627	
	Filing Date	February 5, 2004	
	First Named Inventor	Bryan HIROMOTO	
	Art Unit	1615	
	Examiner Name	Not Yet Assigned	
Total Number of Pages in This Submission	6	Attorney Docket Number	437472000210

**ENCLOSURES (Check all that apply)**

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement, 3 pages <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Form PTO-1449, 2 pages Return Postcard
<b>Remarks</b>  <b>CUSTOMER NO. 25225</b>		

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual name	MORRISON & FOERSTER LLP Kate H. Murashige - 29,959
Signature	<i>Kate H. Murashige</i>
Date	<i>July 21, 2004</i>

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

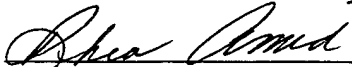
Dated: 7. 21. 04 Signature: *Rhea Amid* (Rhea Amid)



PATENT  
Docket No. 437472000210

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Rhea Amid

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In the application of:

Bryan HIROMOTO

Serial No.: 10/773,627

Filing Date: February 5, 2004

For: IMPROVED PESTICIDE  
MICROEMULSIONS AND  
DISPERSANT/PENETRANT  
FORMULATIONS

Examiner: Not Yet Assigned

Group Art Unit: 1615

**INFORMATION DISCLOSURE  
STATEMENT UNDER 37 C.F.R. § 1.97 & 1.98**

MAIL STOP AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. § 1.97 and § 1.98, Applicants submit for consideration in the above-identified application the documents listed on the attached Form PTO-1449. Copies of the documents were previously submitted in an Information Disclosure Statement and/or Office Action directed to the related application Serial Number 09/826,559 filed on 4 April 2001 and issued as U.S. Pat. No. 6,720,170 on 13 April 2004; accordingly, copies are not included

herewith. This protocol conforms with 37 C.F.R. §1.98(d) and M.P.E.P. 609(A)(2). The Examiner is requested to make these documents of record in the application.

This Information Disclosure Statement is submitted:

- ☐ With the application; accordingly, no fee or separate requirements are required.
- ☒ Within three months of the application filing date or before mailing of a first Office Action on the merits; accordingly, no fee or separate requirements are required.
- ☐ After receipt of a first Office Action on the merits but before mailing of a final Office Action or Notice of Allowance.
  - ☐ A fee is required. A check in the amount of \* is enclosed.
  - ☐ A fee is required. Accordingly, a Fee Transmittal form (PTO/SB/17) is attached to this submission in duplicate.
  - ☐ A Certification under 37 C.F.R. § 1.97(e) is provided below; accordingly, no fee is believed to be due.
- ☐ After mailing of a final Office Action or Notice of Allowance, but before payment of the issue fee.
  - ☐ A Certification under 37 C.F.R. § 1.97(e) is provided below and a check in the amount of \* is enclosed.
  - ☐ A Certification under 37 C.F.R. § 1.97(e) is provided below and a Fee Transmittal form (PTO/SB/17) is attached to this submission in duplicate.

Applicants would appreciate the Examiner initialing and returning the Form PTO-1449, indicating that the information has been considered and made of record herein.

The information contained in this Information Disclosure Statement under 37 C.F.R. § 1.97 is not to be construed as a representation that: (i) a complete search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the above information constitutes prior art to the subject invention.

In the unlikely event that the transmittal letter is separated from this document and the Patent Office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing 437472000210. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: July 20, 2004

Respectfully submitted,

By: Kate H. Murashige  
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Form PTO-1449

Docket Number 437472000210

Application Number 10/773,627

Applicant

Bryan HIROMOTO

Filing Date February 5, 2004

Group Art Unit 1615

Mailing Date July 21, 2004

## U.S. PATENT DOCUMENTS

Examiner Initials	Ref. No.	Date	Document No.	Name	Class	Subclass	Filing Date If Appropriate
	1.	10/1979	4,172,888	Delzell, Sr.	424	166	
	2.	03/1989	4,810,507	Schwartz et al.	426	33	
	3.	09/1989	4,863,970	Patel et al.	514	784	
	4.	12/1990	4,975,110	Puritch et al.	71	113	
	5.	03/1992	5,098,467	Puritch et al.	71	113	
	6.	11/1993	5,264,210	Novitski et al.	424	93	
	7.	11/1994	5,362,707	Fiard et al.	504	234	
	8.	10/1997	5,674,897	Kim et al.	514	552	
	9.	12/1997	5,698,592	Kim et al.	514	552	
	10.	10/1998	5,827,522	Nowak	424	405	
	11.	06/2000	6,093,681	Ward et al.	504	116	
	12.	09/2000	6,124,359	Feitelson et al.	514	552	
	13.	04/2000	6,048,368	Tcheou et al.	8	137	
	14.	06/1998	5,759,974	Menke et al.	510	191	
	15.	04/1992	5,108,457	Poulouse et al.	8	111	
	16.	06/2002	6,399,052	Blount et al.	424	70.5	
	17.	05/2002	6,391,837	Coleman	510	238	
	18.	11/2002	6,475,501	Kelly et al.	424	404	
	19.	12/2002	6,498,137	Schalitz et al.	510	530	
	20.	05/2002	6,387,874	Schalitz et al.	510	530	
	21.	10/1995	5,454,982	Murch et al.	510	350	
	22.	03/1996	5,500,154	Bacon et al.	510	102	
	23.	06/1993	5,223,179	Connor et al.	134	25.2	
	24.	04/1993	5,200,328	Kirk et al.	435	101	

EXAMINER: (examiner)

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Form PTO-1449

Docket Number 437472000210

Application Number 10/773,627

# INFORMATION DISCLOSURE CITATION IN AN APPLICATION

(Use several sheets if necessary)

Applicant

Bryan HIROMOTO

Filing Date February 5, 2004

Group Art Unit 1615

Mailing Date July 21, 2004

## FOREIGN PATENT DOCUMENTS

Examiner Initials	Ref. No.	Date	Document No.	Country	Class	Subclass	Translation	
							YES	NO
	25.	08/1992	EP 0500410	Europe				
	26.	01/1994	EP 0579052	Europe				
	27.	04/1982	JP 57063086	Japan				
	28.	07/1993	JP 05168480	Japan				
	29.	08/1988	JP 363191802	Japan				
	30.	10/1996	JP 08283787	Japan				
	31.	04/1990	JP 02092281	Japan				
	32.	04/1997	WO 97/14305	PCT				
	33.	12/1998	WO 98/59036	PCT				
	34.	03/1999	WO 99/14293	PCT				

## OTHER DOCUMENTS

(including author, title, Date, Pertinent Pages, Etc.)

Examiner Initials	Ref. No.	Title
	35.	Nerud et al., <i>Ceska Mykol</i> (1982) 36(1):45-46.
	36.	Sela et al., <i>Eur J Plant Pathol</i> (1998) 104:59-67.
	37.	Sitaramaiah et al., <i>Indian J Nematol</i> (1977) 7:58-65.

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